

**IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF OHIO  
WESTERN DIVISION AT DAYTON**

UNITED STATES OF AMERICA,

Plaintiff, : Case No. 3:08-cr-069

- vs - District Judge Walter H. Rice  
Magistrate Judge Michael R. Merz

DAVID E. JONES, JR.,

Defendant. :

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**ORDER ADOPTING REPORT AND RECOMMENDATIONS**

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Upon Joint Waiver by the parties (ECF No. 92) of any objection to the Magistrate Judge's Report and Recommendation (ECF No. 91), said Report is hereby ADOPTED. Pursuant to the First Step Act, Pub. L. No. 115-39, Defendant's Sentence is vacated and he will be re-sentenced under current advisory Sentencing Guidelines. This case is hereby referred to the United States Probation Office for an updated presentence investigation report.

June 4, 2019.



Walter H. Rice  
United States District Judge